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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CENTER FOR BIOLOGICAL DIVERSITY,)	
)	
Plaintiff,)	
)	
v.)	
)	
KEN SALAZAR, in his official capacity as)	
Secretary of the Interior; and UNITED STATES)	
FISH AND WILDLIFE SERVICE, an agency of)	
of the United States Department of the Interior,)	
)	
Defendants)	

Case No. 3:09-cv-01415-THE

**JOINT STATUS REPORT
 AND STIPULATION**

Plaintiff Center for Biological Diversity (“Plaintiff”) and Defendants United States Fish and Wildlife Service *et alia* (“Federal Defendants”), by and through their undersigned counsel present this Joint Status Report in accordance with the Court’s order dated June 3, 2009 (docket # 12).

The Parties state as follows:

WHEREAS, pursuant to Civ. L.R. 6-2, “[t]he parties may file a stipulation, conforming to

1 Civil L.R. 7-12, requesting an order changing time that would . . . extend time frames set in the
2 Local Rules or in the Federal Rules;” and

3 WHEREAS, the Parties have stipulated to two previous extensions of time based on a
4 proposed settlement of the claims in this case.
5

6 WHEREAS, in an order filed June 3, 2009 (Docket #12), the Court adopted the Parties’
7 stipulation as an order of the Court, continued the hearing on the Motion for Summary Judgment
8 until July 13, 2009, and stayed other deadlines in this case until June 25, 2009.

9 WHEREAS, the Parties have reached a settlement of Plaintiff’s claim in this case. In the
10 time elapsed since the Court granted the Parties’ second stipulation for extension of time, the Parties
11 have negotiated and drafted a stipulation for settlement and secured the necessary approvals to
12 execute the stipulation for settlement and file the stipulation with this Court. The Parties expect to
13 execute and file the stipulation with this Court by July 2, 2009. The Parties wish to conserve their
14 and the Court’s resources by deferring the expenditure of significant time and resources on the active
15 litigation of this case while their settlement negotiations and approval processes are underway.
16

17 WHEREAS, the Parties request that all filing deadlines and events set in this case be vacated
18 and suspended until after the Parties file their stipulation for settlement on or before July 2, 2009.
19

20 WHEREAS, granting this joint request for extension of time will not cause any undue
21 prejudice or harm to the interests of the Parties herein. Rather, it will serve the public interest by
22 enabling the judicious use of limited resources and allowing the Parties to focus their attention and
23 energy on their efforts and energies to completing their tentative proposed settlement.
24

25 NOW, THEREFORE, the Parties stipulate as follows:
26

1 1. All proceedings in this case are stayed until July 2, 2009, including the deadlines for
2 Defendants to file an Answer to the Complaint and for the Parties to file response and reply briefs
3 on Plaintiff's Motion for Summary Judgment.
4

5
6 Respectfully submitted this 25th day of June, 2009.

7 JOHN CRUDEN, Acting Assistant Attorney General
8 JEAN E. WILLIAMS, Chief
9 LISA L. RUSSELL Assistant Chief

10 By: /s/ John H. Martin, III
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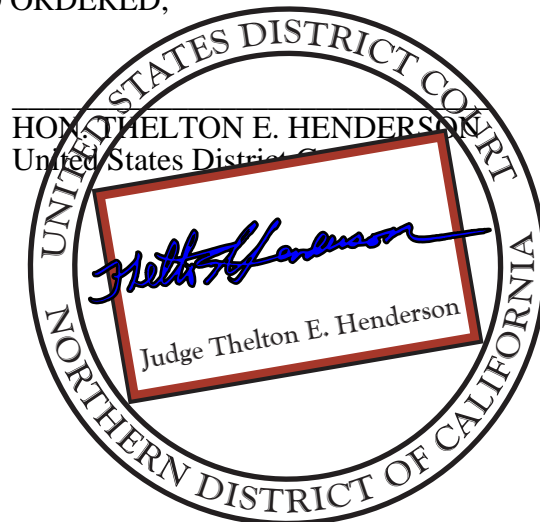
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PURSUANT TO STIPULATION, IT IS SO ORDERED,

DATED: 06/26/09



Joint Status Report and Stipulation
Case No. 3:09-cv-01415-TEH